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2165



520.39413X00
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: H. SUGINOSHITA, et al

Serial No.: 09/739,790

Filed: December 20, 2000

For: DATABASE SYSTEM, METHOD FOR FORMING REPLICA OF DATABASE, AND COMPUTER-READABLE RECORDING MEDIUM THAT RECORDS DATABASE REPLICA FORMING PROGRAM

Group: 2165

Examiner: H. Mahmoudi

REQUEST FOR RECONSIDERATION OF INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97 & 1.98

MS Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 19, 2005

Sir:

Applicants are in receipt of the July 27, 2005 Communication from the Examiner indicating that the March 22, 2005 Information Disclosure Statement was not considered being that it did not include a legible copy of each of the cited foreign patent document, a concise explanation of the relevance of the references and failed to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP §609.

Applicants submit that the March 22, 2005 Information Disclosure Statement submitted legible copies of both references cited in the Information Disclosure Statement including JP 07141241 and the article entitled "The Asynchronous Update of Replica Files Growing a Central Technology of Distributed Databases" and since the references were in Japanese language.

Further, Applicants submit that the March 22, 2005 Information Disclosure Statement provided a concise explanation of the relevance of each references not in English by attaching the March 22, 2003 Information Disclosure Statement by an English language Abstract of JP 07141241 and an English language translation of the Japanese Patent Office Action that cited both of the references and an English language translation of the relevant portions of the article as required by 37 CFR §1.98(a)(3).

Therefore, contrary to the Examiner's allegation in the July 27, 2005 Communication, legible copies of the cited references and a concise explanation of the relevance of the references were in fact submitted with the March 22, 2005 Information Disclosure Statement and as such the Examiner improperly denied consideration of the March 22, 2005 Information Disclosure Statement.

Attached herewith are copies of the March 22, 2005 Information Disclosure Statement including copies of the Japanese Patent Office Action which cited the references listed in the March 22, 2005 Information Disclosure Statement, the English language translation of the Japanese Patent Office Action, the JP 07-141241, the English language Abstract of JP 07-141241, the article entitled "The Asynchronous Update of Replica Files Growing a Central Technology of Distributed Databases" and the English language translation of relevant portions of the article for the Examiner's consideration.

In any event, the March 22, 2005 Information Disclosure Statement should be considered a bona fide attempt to comply with 37 CFR §1.98 as per 37 CFR §1.97(f), and additional time be given to allow entry of the present

request including all materials previously submitted by the March 22, 2005 Information Disclosure Statement.

Applicants respectfully request that this Information Disclosure Statement be considered by the Examiner.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C., Deposit Account No. 50-1417 (520.39413X00) please credit any excess fees to such deposit account.

Respectfully submitted,



Carl I. Brundidge
Registration No. 29,621
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Applicants: H. SUGINOSHITA, et al

Serial No.: 09/739,790

Filed: December 20, 2000

For: DATABASE SYSTEM, METHOD FOR FORMING REPLICA OF
DATABASE, AND COMPUTER-READABLE RECORDING
MEDIUM THAT RECORDS DATABASE REPLICA FORMING
PROGRAM

Group: 2175

Examiner: H. Mahmoudi

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97 & 1.98**

MS Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 22, 2005

Sir:

In the matter of the above-identified application, applicants are submitting herewith a copy of a communication from a foreign patent office in a counterpart foreign application and copies of the documents listed in the attached form equivalent to Form PTO-1449 for the Examiner's consideration.

This information disclosure statement is being submitted before the mailing date of either a final action or a notice of allowance and is accompanied by the following certification specified in 37 CFR §1.97(e):

On information and belief, I hereby certify that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

To the extent the documents listed on the attached form equivalent to Form PTO-1449 are not in the English language, the requirement of 37 CFR §1.98(a)(3) for a concise explanation of the relevance is satisfied by an English language version or translation of the foreign patent office report citing the documents.

It is respectfully requested that this information disclosure statement be considered by the Examiner.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C., Deposit Account No. 50-1417 (520.39413X00) please credit any excess fees to such deposit account.

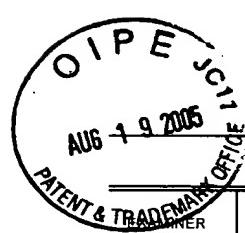
Respectfully submitted,



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| FORM PTO-1449 U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | ATTY. DOCKET NO. | SERIAL NO. |
| | 520.39413X00 | 09/739,790 |
| | APPLICANT H. SUGINOSHITA, et al | |
| | FILING DATE December 20, 2000 | GROUP 2175 |



U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

"The Asynchronous Update of Replica Files Growing a Central Technology of Distributed Databases", Nikkei Electronics, June 6, 1994, No. 609, pp. 101-110.

EXAMINER _____ | **DATE CONSIDERED** _____

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-41])